

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the  
Northern District of Texas

_____ Jones <i>Plaintiff</i>	)	
v.	)	
_____ City of Fort Worth, et al <i>Defendant</i>	)	
	)	Civil Action No. 4:22-cv-00359-O

**Summons in a Civil Action**

**TO:** Eulises Gonzalez  
4312 Ave H  
Fort Worth, TX 76105

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) -- or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12(a)(2) or (3) -- you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or the plaintiff's attorney, whose name and address are:

Warren Norred  
515 E Border Street  
Arlington , TX 76010

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

DATE: 05/19/2022

CLERK OF COURT



\_\_\_\_\_  
Signature of Clerk or Deputy Clerk



Exhibit 1

Civil Action No. 4:22-cv-00359-O

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) Eulises GONZALEZ  
 was received by me on (date) MAY 23, 2002.

☒ I personally served the summons on the individual at (place) 4312 AVENUE H, FORT WORTH  
 on (date) MAY 23, 2002; or

☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_,  
 a person of suitable age and discretion who resides there,  
 on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on (name of individual) \_\_\_\_\_, who is designated  
 by law to accept service of process on behalf of (name of organization) \_\_\_\_\_  
 on (date) \_\_\_\_\_; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ other (specify) \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_

I declare under penalty of perjury that this information is true.

Date: MAY 24, 2002

David Moore

Server's signature

DAVID MOORE PSC-17184 EXP. 10/31/2023

Printed name and title

301 COMMERCE, SUITE 240, FORT WORTH, TX 76102

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the  
Northern District of Texas

_____ Jones <i>Plaintiff</i>	)	
v.	)	
City of Fort Worth, et al <i>Defendant</i>	)	Civil Action No. 4:22-cv-00359-O

Summons in a Civil Action

TO: Gilberto Gonzalez  
4312 Ave H  
Fort Worth, TX 76105

CM 7020 1810 0000 6369  
7923

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) -- or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12(a)(2) or (3) -- you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or the plaintiff's attorney, whose name and address are:

Warren Norred  
515 E Border Street  
Arlington , TX 76010

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

DATE: 05/19/2022

CLERK OF COURT



Signature of Clerk or Deputy Clerk



Exhibit 1

Civil Action No. 4:22-cv-00359-O

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
was received by me on *(date)* \_\_\_\_\_.

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
\_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
\_\_\_\_\_, a person of suitable age and discretion who resides there,  
on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* \_\_\_\_\_, who is designated  
by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
\_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ other *(specify)* \_\_\_\_\_  
\_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
Server's signature

\_\_\_\_\_  
Printed name and title

\_\_\_\_\_  
Server's address

Additional information regarding attempted service, etc:

USPS Tracking®

FAQs &gt;

## Track Another Package +

Track Packages  
Anytime, AnywhereGet the free Informed Delivery® feature to receive  
automated notifications on your packages

Learn More

(https://reg.usps.com/xsell?

app=UspsTools&amp;ref=homepageBanner&amp;appURL=https%3A%2F%2Finformeddelivery.usps.com/box/pages/intro/start.action)

Tracking Number: 7020181000063697963

Remove X

Your item was delivered to an individual at the address at 12:26 pm on May 28, 2022 in FORT WORTH, TX 76105.

USPS Tracking Plus® Available ✓

## ✓ Delivered, Left with Individual

May 28, 2022 at 12:26 pm  
FORT WORTH, TX 76105

Get Updates ✓

Text &amp; Email Updates

✓

Tracking History

✓

USPS Tracking Plus®

✓

Product Information

✓

Feedback

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>		<p>A. Signature  X <u>CU 19 #520</u> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>	
<p>1. Article Addressed to:</p> <p><u>Gilberto Gonzalez</u>  <u>4312 Ave H</u>  <u>Fort Worth, TX 76105</u></p>		<p>B. Received by (Printed Name) C. Date of Delivery</p>	
<p>2. Article Number (Transfer from service label)</p> <p><u>7020 1810 0000 6369 7963</u></p>		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes  If YES, enter delivery address below: <input type="checkbox"/> No</p>	
<p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express®  <input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™  <input type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery  <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Signature Confirmation™  <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery  <input type="checkbox"/> Collect on Delivery Restricted Delivery  <input type="checkbox"/> Insured Mail <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</p>		<p>9590 9402 6774 1074 6014 50</p>	
<p>PS Form 3811, July 2020 PSN 7530-02-000-9053</p>		<p>Domestic Return Receipt</p>	

Exhibit 1



## **AFFIDAVIT OF SERVICE**

**Civil Action No. 4:22-cv-00359-O**

**Jones**

**vs.**

**City of Fort Worth, et al**

My name is Mark A. Barberena, I am over 18 years of age. I am authorized to deliver Subpoenas, Citations and other notices within the State of Texas. I am not associated with the parties here to nor interested in the outcome of this matter. I am fully competent to testify to the matters stated in this affidavit. I have personal knowledge of the facts and statements contained in this affidavit. I declare under penalty of perjury that the foregoing is true and correct.

On 5/20/2022, I received the following Summons in a Civil Action, Notice of Removal, and Joint Report.

**I was contracted to deliver these documents via Certified Mail Return Receipt Requested to Gilberto Gonzalez at 4312 Ave H Fort Worth, TX 76105.**

**On May 28, 2022 these documents were received and signed for by an individual at 4312 Ave H Fort Worth, TX 76105.**

**In accordance with Rule 107: The officer or authorized person who serves, or attempts to serve, a citation shall sign the return. The signature is not required to be verified. If the return is signed by a person other than a sheriff, constable or the clerk of the court, the return shall be signed under penalty or perjury and contain the following statement.**

**"My name is Mark A. Barberena my date of birth is 10/27/77,  
and my address is 301 Commerce Street Suite 240, Fort Worth, TX 76102.**

**I DECLARE UNDER PENALTY OF PERJURY THAT THE FORGOING IS TRUE AND  
CORRECT.**

Executed in Tarrant County, State of Texas , on the 3 day of May, 2022.

  
**Declarant/ Authorized Process Server**

**PSC 12215 8/31/23**

**(Id# & expiration of certification)**